

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, AUGUST 16, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

Commissioners Present: Larry Hudkins, Chair
Deb Schorr, Vice Chair
Ray Stevens
Bob Workman

Commissioners Absent: Bernie Heier

Others Present: Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Kristy Mundt, Deputy County Attorney
Trish Owen, Chief Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Commissioners meeting was called to order at 1:30 p.m..

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, August 9, 2005.**

MOTION: Workman moved and Stevens seconded approval of the minutes of the Board of Commissioners meeting dated August 9, 2005. Schorr, Stevens, Workman and Hudkins voted aye. Motion carried.

2) **SPECIAL PRESENTATIONS:**

A. Report regarding the Region V Prevention Center Program - Sandy Morrissey, Director of Prevention

Sandy Morrissey, Regional Prevention Center Director, and Derek Effie, Regional Prevention Center Prevention Specialist, appeared and gave a brief overview of the program.

2) **SPECIAL PRESENTATIONS CONTINUED:**

Submitted into the record was documentation (Exhibit 1) which included the following:

- ▶ Brochure including the mission statement for the Prevention Center, statutory responsibilities, their purpose, resources, prevention providers, funding and contact information.
- ▶ Region V Systems, Regional Prevention System Coordination
- ▶ Region V Profile Report

B. Appointment of Jerry Sellentin to the Lancaster County Personnel Policy Board to complete the unexpired term of Robert B. Evnen, ending June 30, 2009.

MOTION: Stevens moved and Schorr seconded approval of the appointment of Jerry Sellentin to the Lancaster County Personnel Policy Board to complete the unexpired term of Robert B. Evnen, ending June 30, 2009. Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

C. A resolution in the matter of adopting the National Incident Management System (NIMS) (R-05-0099) - Doug Ahlberg, Emergency Management Director

Doug Ahlberg, Emergency Management Director, stated the resolution is a requirement of Homeland Security Policy Directive Number 5 which indicates that first responders in the County and the City would have to be NIMS (National Incident Management System) compliant.

MOTION: Stevens moved and Workman seconded approval of Resolution 05-0099 in the matter of adopting the National Incident Management System (NIMS). Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

3) **CLAIMS: Approval of all claims processed through Tuesday, August 16, 2005.**

MOTION: Workman moved and Stevens seconded approval of all claims processed through August 16, 2005. Stevens, Workman, Schorr and Hudkins voted aye. Motion carried.

4) **PUBLIC HEARINGS:**

- A. County Special Permit 05010, Whitetail Ridge Community Unit Plan (f/k/a Tiedeman Acres), requested by Brian D. Carstens and Associates on behalf of Bruce D. Tiedeman and Beverly A. Tiedeman, to develop 14 residential acreage units, with associated waiver requests, on property generally located southeast of the intersection of South 25th Street and Roca Road in Lancaster County, Nebraska. (See New Business Item 5A for correlating resolution.)**
- B. County Preliminary Plat 05002, Whitetail Ridge (f/k/a Tiedeman Acres), requested by Brian D. Carstens and Associates on behalf of Bruce D. Tiedeman and Beverly A. Tiedeman, to develop 14 residential acreage lots, with associated waiver requests, on property generally located southeast of the intersection of South 25th Street and Roca Road in Lancaster County, Nebraska. (See New Business Item 5B for correlating resolution.)**

(The Clerk read Public Hearing Items 4A and 4B together.)

The Chair opened the public hearings.

The Clerk administered the oath to Brian Carstens, representing Bruce D. Tiedeman and Beverly A. Tiedeman.

Carstens gave a brief overview of the proposals, noting that the Village of Roca has given their approval.

The Chair asked if anyone else wished to testify.

No one appeared and the hearings were closed.

5) **NEW BUSINESS:**

- A. A resolution in the matter of County Special Permit 05010, Whitetail Ridge Community Unit Plan (f/k/a Tiedeman Acres), requested by Brian D. Carstens and Associates on behalf of Bruce D. Tiedeman and Beverly A. Tiedeman, to develop 14 residential acreage units, with associated waiver requests, on property generally located southeast of the intersection of South 25th Street and Roca Road in Lancaster County, Nebraska. (R-05-0097)**

5) **NEW BUSINESS CONTINUED:**

B. A resolution in the matter of County Preliminary Plat 05002, Whitetail Ridge, requested by Brian D. Carstens & Associates, on behalf of Bruce and Beverly Tiedeman, for 14 residential acreage lots on property generally located southeast of the intersection of South 25th Street and Roca Road in Lancaster County, Nebraska. (R-05-0098)

(The Clerk read New Business Items 5A and 5B together.)

MOTION: Workman moved and Stevens seconded approval of Resolution 05-0097 in the matter of County Special Permit 05010, Whitetail Ridge Community Unit Plan (f/k/a Tiedeman Acres), and approval of Resolution 05-0098 in the matter of County Preliminary Plat 05002, Whitetail Ridge, requested by Brian D. Carstens & Associates, on behalf of Bruce and Beverly Tiedeman, for 14 residential acreage lots on property generally located southeast of the intersection of South 25th Street and Roca Road in Lancaster County, Nebraska. Stevens, Workman, Schorr and Hudkins voted aye. Motion carried.

C. An application for a Special Designated License from BDF L.L.C., located at 317 South 11th Street, to provide liquor beverage service in connection with a dance to be held on Friday, September 2, 2005 from 6 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street in Lancaster County, Nebraska.

MOTION: Stevens moved and Workman seconded approval of an application for a Special Designated License from BDF L.L.C., located at 317 South 11th Street, to provide liquor beverage service in connection with a dance to be held on Friday, September 2, 2005 from 6 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street in Lancaster County, Nebraska. Stevens, Schorr, Workman and Hudkins voted aye. Motion carried.

D. An application for a Special Designated License from Denton Daily Double, located at 7230 Lancaster Street in Denton, Nebraska, to provide liquor beverage service for a wedding reception on Saturday, September 3, 2005 from 2 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street in Lancaster County, Nebraska.

5) **NEW BUSINESS CONTINUED:**

A representative from the Denton Daily Double appeared and indicated there would be two bartenders serving individuals and security staff who will be identifying those of legal age and providing security.

MOTION: Stevens moved and Workman seconded approval of an application for a Special Designated License from Denton Daily Double, located at 7230 Lancaster Street in Denton, Nebraska, to provide liquor beverage service for a wedding reception on Saturday, September 3, 2005 from 2 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street in Lancaster County, Nebraska. Workman, Schorr, Stevens and Hudkins voted aye. Motion carried.

E. An interlocal agreement between Lancaster County and Platte County to house inmates at the Platte County Detention Facility who are held under Lancaster County's lawful authority. Lancaster County will pay Platte County the sum of \$45 per inmate for each day the inmate is housed by Platte County. The agreement is effective upon execution by both parties and will be for a one year period. This agreement replaces and rescinds the agreement executed by the County Board on August 2, 2005 under County Contract C-05-0408. (C-05-0426)

Mike Thurber, Corrections Director, indicated the contract was the same as the previous contract approved on August 2nd, with the exception of the rate which decreased from \$55 per inmate per day to \$45 per inmate per day.

MOTION: Stevens moved and Schorr seconded approval of an interlocal agreement between Lancaster County and Platte County to house inmates at the Platte County Detention Facility who are held under Lancaster County's lawful authority. Stevens, Workman, Schorr and Hudkins voted aye. Motion carried.

F. An amendment to an agreement with the Asian Community and Cultural Center under County Contract C-05-0366 for professional services in the area of care coordination using the wraparound process for youth, ages 10 to 18 years old. The County is requiring the contractor to provide an end of the grant period report and also increasing the percentage of indirect costs. As a result, the parties wish to amend the compensation from \$11,532 to \$12,964. (C-05-0429)

5) **NEW BUSINESS CONTINUED:**

MOTION: Schorr moved and Workman seconded approval of an amendment to an agreement with the Asian Community and Cultural Center under County Contract C-05-0366 for professional services in the area of care coordination using the wraparound process for youth, ages 10 to 18 years old. Schorr, Stevens, Workman and Hudkins voted aye. Motion carried.

G. An amendment to an agreement with the Interfaith Council under County Contract C-05-0380 for professional services in the area of care coordination using the wraparound process for youth, ages 10 to 18 years old. The County is requiring the contractor to provide an end of the grant period report and also increasing the percentage of indirect costs. As a result, the parties wish to amend the compensation from \$14,979 to \$16,201. (C-05-0430)

MOTION: Schorr moved and Workman seconded approval of an amendment to an agreement with the Interfaith Council under County Contract C-05-0380 for professional services in the area of care coordination using the wraparound process for youth, ages 10 to 18 years old. Stevens, Schorr, Workman and Hudkins voted aye. Motion carried.

H. An amendment to an agreement with Maria J. Pendleton under County Contract C-05-0368, to coordinate the financial aspects of the completion and closing out of the SAMHSA Grant (Families First and Foremost) and prepare the comprehensive finance report as required by SAMHSA. The County is requiring the contractor to provide additional services including the planning of several events in August and September. As a result, the parties wish to amend the compensation from \$12,000 to \$17,000. (C-05-0431)

MOTION: Schorr moved and Workman seconded approval of an amendment to an agreement with Maria J. Pendleton under County Contract C-05-0368, to coordinate the financial aspects of the completion and closing out of the SAMHSA Grant (Families First and Foremost) and prepare the comprehensive finance report as required by SAMHSA. Schorr, Workman and Hudkins voted aye. Stevens voted no. Motion carried.

5) **NEW BUSINESS CONTINUED:**

- I. An amendment to an agreement with Renee Dozier under County Contract C-05-0367, to coordinate the completion and closing out of the SAMHSA Grant (Families First and Foremost) and prepare a final comprehensive report as required by SAMHSA. The County is requiring the contractor to provide additional services including the planning of several events in August and September. As a result, the parties wish to amend the compensation from \$18,000 to \$21,250. (C-05-0432)**

MOTION: Schorr moved and Workman seconded approval of an amendment to an agreement with Renee Dozier under County Contract C-05-0367, to coordinate the completion and closing out of the SAMHSA Grant (Families First and Foremost) and prepare a final comprehensive report as required by SAMHSA. Workman, Schorr and Hudkins voted aye. Stevens voted no. Motion carried.

- J. Acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the Alternatives with Accountability Project. The County will receive \$71,360 in federal funds and there is a County required match of \$401,811, cash or in kind services, for a total of \$473,171. Term of the grant award is September 1, 2005 to August 31, 2006. (C-05-0427)**

MOTION: Stevens moved and Schorr seconded approval of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the Alternatives with Accountability Project.

Workman questioned the County's match and asked where the money coming from.

Kristy Mundt, Deputy County Attorney, stated the County has had the program in the past, however the County's match has been less in previous years. She stated the project funds the Juvenile Tracker Program the County has with Cedars for a drug technician. Mundt suggested that the County Board speak with Kit Boesch, Human Services Administrator, or Cathy Behrns, Grants Coordinator, if they have further questions.

MOTION: Stevens moved and Schorr seconded to hold the grant award for one week. Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

K. Request from CitiCapital Commercial Leasing Corporation, on behalf of KC Concrete Placement Inc., for a refund of 2004 personal property taxes, in the approximate amount of \$1,125.42.

Norm Agena, County Assessor/Register of Deeds, recommended approval of the refund request.

MOTION: Workman moved and Stevens seconded approval of a request from CitiCapital Commercial Leasing Corporation, on behalf of KC Concrete Placement Inc., for a refund of 2004 personal property taxes, in the approximate amount of \$1,125.42. Schorr, Stevens, Workman and Hudkins voted aye. Motion carried.

L. A political subdivision tort claim filed against the Lancaster County Corrections Department by Vanessa Ybarra for lost property, in the amount of \$80.

MOTION: Schorr moved and Stevens seconded to accept the recommendation from the Corrections Director and deny the political subdivision tort claim filed against the Lancaster County Corrections Department by Vanessa Ybarra for lost property, in the amount of \$80. Workman, Schorr, Stevens and Hudkins voted aye. Motion carried.

6) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

- 1. County Assessor/Register of Deeds Monthly Report for July, 2005.**
- 2. Lancaster Manor's Monthly Report.**
- 3. Records and Information Management's Monthly Report for July, 2005.**

B. Setting of public hearings for Tuesday, August 30, 2005 at 1:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building for the following:

6) **CONSENT ITEMS CONTINUED:**

1. Issuance of bonds by Hospital Authority Number 1 of Lancaster County, Nebraska, in an amount not to exceed \$7,000,000 (Presbyterian Welfare Foundation, Inc. Project).

2. County Final Plat 05063, Prairie Creek Estates 1st Addition, requested by Brian D. Carstens and Associates on behalf of Nebraska Prairie, L.L.C., for one lot and two outlots, on property generally located north and east of the corner of South 148th and Van Dorn Streets in Lancaster County, Nebraska.

3. County Final Plat 05040, High Prairie Estates, requested by Engineering Design Consultants on behalf of Batie Farms, Inc., for five lots and one outlot, on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska.

C. Requests from the following individuals to voluntarily participate in the Lancaster County Retirement Plan having met the requirements

Name **Agency**
George Hanigan
Refija Ibrahimasic
Eric Miller

Community Mental Health Center
Lancaster Manor
County Attorney

MOTION: Schorr moved and Stevens seconded approval of the Consent Items. Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

7) **ADJOURNMENT:**

MOTION: Schorr moved and Workman seconded adjournment of the Board of Commissioners meeting at 2:16 p.m.. Stevens, Workman, Schorr and Hudkins voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, AUGUST 16, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Larry Hudkins, Chair
Deb Schorr, Vice Chair
Ray Stevens
Bob Workman

Commissioners Absent: Bernie Heier

Others Present: Norm Agena, County Assessor/Register of Deeds
Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Kristy Mundt, Deputy County Attorney
Trish Owen, Chief Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization was called to order at 2:16 p.m..

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, August 9, 2005.**

MOTION: Schorr moved and Stevens seconded approval of the minutes of the Board of Equalization dated August 9, 2005. Schorr, Stevens, Workman and Hudkins voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 29 additions and deductions to the tax assessment roll per Exhibit "A".

MOTION: Stevens moved and Workman seconded approval of the additions and deductions to the tax assessment rolls. Workman, Schorr, Stevens and Hudkins voted aye. Motion carried.

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Sacred Heart School

MOTION: Workman moved and Schorr seconded approval of the motor vehicle tax exemption. Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

4) **PROTEST OF 2005 ASSESSED VALUATION CHANGE:**

City of Lincoln - Parcel I.D. # 10-26-218-001-000

Joel Pedersen, Assistant City Attorney, indicated that the appraisal for the property, located at 440 South 8th Street, has not been completed.

Norm Agena, County Assessor/Register of Deeds, recommended that the County Board deny the protest because no evidence of value was presented and that the value for 2005 be \$6,069,335.

MOTION: Stevens moved and Workman seconded to accept the recommendation the of the County Assessor/Register of Deeds to deny the protest and set the value for 2005 at \$6,069,335. Workman, Stevens, Schorr and Hudkins voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: Schorr moved and Stevens seconded adjournment of the Board of Equalization meeting at 2:20 p.m.. Stevens, Workman, Schorr and Hudkins voted aye. Motion carried.

Bruce Medcalf
County Clerk